

Minutes  
Air Pollution Control Board  
Indiana Government Center South  
Conference Room A  
402 West Washington Street  
Indianapolis, Indiana

March 7, 2007  
1:07 p.m.

1. Dr. James Miner, Chairman, called the meeting to order.  
He noted that a quorum was present.

**CALL TO ORDER  
QUORUM**

2. Chairman Miner introduced the board members.

**INTRODUCTION OF  
MEMBERS**

Present: Dr. James Miner, Chairman  
Mr. Thomas Anderson  
Mr. John Bacone, Proxy, Department of  
Natural Resources  
Mr. David Benshoof  
Mr. Steve Boyce, Proxy, Lieutenant Governor  
Mr. Howard Cundiff, Proxy, State Board of Health  
Ms. Pam Fisher, Proxy, Indiana Economic Development Commission  
Mr. Randy Staley  
Dr. Phil Stevens

Also present were Ms. Kathy Watson, Air Programs Branch Chief. Others present are recorded on a separate sheet and made a part of this record. A court reporter was present and a transcript is available for review.

3. Ms. Watson reported on the annual design values for 2004 to 2006 for the annual PM<sub>2.5</sub> standard. She reported that Marion County and Clark County are still monitoring nonattainment but that Lake County, Dubois County and Vanderburgh County are now showing attainment. Based on the showings of attainment, the department can prepare redesignation petitions for Lake and Porter Counties as well as for Southwest Indiana for PM<sub>2.5</sub>.

**REPORTS**

Ms. Watson gave an update on current and pending rulemakings.

Dr. Phil Stevens gave a report on the activities of the Mercury Rule study group. He said

that the group is on schedule to complete the consensus report by the end of March. Dr. Stevens requested a meeting of the board in April to discuss the outcome of the report.

4. Chairman Miner introduced Exhibit 1, the draft rule, into the recording of the hearing.

Ms. Christine Pedersen, Rulewriter, presented the draft rule to the board and requested that it be preliminarily adopted. Ms. Pedersen stated that in 1996, the Indiana General Assembly passed a law that allows a permit term of up to ten years for certain permit renewals. This rulemaking would extend the permit renewal time period to ten years for MSOP and FESOP renewals.

No comments were made on the draft rule.

Mr. David Benshoof moved to preliminarily adopt amendments to 326 IAC 2-1.1-9.5, 326 IAC 2-6.1-7 and 326 IAC 2-8-4. Mr. Kurt Anderson seconded. The motion carried unanimously.

**CONTINUATION OF  
THE PUBLIC  
HEARING OPENED ON  
FEBRUARY 7, 2007 TO  
CONSIDER FOR  
PRELIMINARY  
ADOPTION  
AMENDMENTS TO 326  
IAC 2-1.1-9.5, 326 IAC  
2-6.1-7 AND 326 IAC  
2-8-4, TEN-YEAR  
PERMIT RENEWAL  
TERM FOR MINOR  
SOURCE  
OPERATING  
PERMITS AND THE  
FEDERALLY  
ENFORCEABLE  
STATE OPERATING  
PERMITS.  
#06-487**

5. Chairman Miner introduced Exhibit 2, the draft rule into the record of the hearing.

Ms. Christine Pedersen stated that this rule incorporates by reference the redesignation of Allen County to attainment for the eight-hour ozone national ambient air quality standard published in the Federal Register on January 11, 2007 at 72 FR 1292. Ms. Pedersen requested that the board preliminarily adopt the draft rule.

No comments were made on the draft rule.

Mr. Tom Anderson moved to preliminarily adopt amendments to rule 326 IAC 1-4-1. Mr. Cundiff seconded. The motion passed unanimously.

**PUBLIC HEARING  
FOR PRELIMINARY  
ADOPTION OF  
AMENDMENTS TO  
RULE 326 IAC 1-4-1.  
REDESIGNATION OF  
ALLEN COUNTY TO  
ATTAINMENT FOR  
THE 8-HOUR OZONE  
STANDARD.  
#07-24**

6. Chairman Miner announced that the next meeting was tentatively scheduled for April 12, 2007.

**NEXT MEETING**

7. Mr. David Benshoof moved to adjourn the meeting. Mr. Staley seconded. The vote was unanimous. Chairman Miner adjourned the meeting at 1:52 p.m.

**ADJOURNMENT**

---

James Miner, Chairman

*These minutes were taken from the March 7, 2007, transcript, and were written on May 14, 2007, by Patricia Troth, Office of Air Quality.*